

AUG 08 2006

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

JESUS ARREDONDO-MARTINEZ,

Defendant-Appellant.

No. 05-10800

D.C. No. CR-05-00033 LRH

MEMORANDUM*

Appeal from the United States District Court
for the District of Nevada
Larry R. Hicks, District Judge, Presiding

Submitted July 27, 2006
San Francisco, California

Before: MERRITT**, KLEINFELD, and PAEZ, Circuit Judges

*This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by Ninth Cir. R. 36-3.

**The Honorable Gilbert S. Merritt, Senior Circuit Judge, United States Court of Appeals for the Sixth Circuit, sitting by designation.

On appeal, the defendant-appellant raises one issue: the sufficiency of the evidence supporting his conviction for carrying a firearm during the commission of a drug trafficking crime, 18 U.S.C. § 924(c)(1)(A), in his criminal trial in which the jury also found him guilty of both conspiracy to possess with intent to distribute methamphetamine and the corresponding substantive offense, 21 U.S.C. §§ 846 and 841(a)(1). There was sufficient evidence from which a jury could have concluded that the defendant had the plastic bag of drugs and a handgun in his waistband and that he remained outside his cousin's truck as a lookout while the drug transaction took place. He admitted his crime to the DEA. There was sufficient evidence to support his conviction under § 924(c)(1)(A), and accordingly we AFFIRM the District Court's judgment.

AFFIRMED.